IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE EIGHTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

and
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION NO : 22692 of 2004

Between:

1. P. Venkata Lakshmaiah, S/o. Sri Pedda Ramaiah,
aged 33 years, Occ: Child Development Project Officer,

I.C.D.S. Project, Rajendranagar, Hyderabad.

2. Y. Ramamurthy, S/o. Sri Pakhirappa Chowdary,
aged 32 years, Occ: unemployee,

Resident of 16-2-786/9/A,

A.P.A.U. Colony, Gaddiannaram,

Dilsukhnagar, Hyderabad.

..... PETITIONERS

AND

1. Government of Andhra Pradesh,

Represented by its Principal Secretary,
G.A. (Ser) Dept., Secretariat, Hyderabad.

2. The Andhra Pradesh Public Service Commission,

represented by its Secretary, Gruhakalpa, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an order or direction more particularly one in the nature of Writ of Certiorari: a) Call for the records relating to and connected with the order passed in O.A.NO. 6022 of 2004 dated 3-11-2004 as erroneous and unsustainable; b) Also call for the records relating to and connected with the impugned G.O.Ms.NO. 164, General Administrative (Ser.A) Department, dated 06-7-2004 insofar as para No. 2 c of the said G.O. read with Supplementary Notification No. 6 of 2004 dated 7.8.2004 to Notification No. 21 of 2003, dated 24-11-2003 issued by the A.P. Public Service commission insofar as para No. 5 of the said Notification that the candidates for the Main Examination will be finalized by the Commission form the common list of candidates qualified both in the Preliminary Examination already held and the Preliminary Examination as per the Supplementary Notification and set aside the same as illegal, arbitrary, discriminatory, unjust and violative of fundamental rights guaranteed under Articles 14 and 16 of our Constitution; c) Consequently, direct the respondents to conduct single preliminary examination to all the eligible candidates to Group-I Services and pass such order or further orders.

Counsel for the Petitioners: MR.NOOTY RAM MOHAN RAO

Counsel for the Respondent No.1: GP FOR GENERAL ADMINISTRATION

Counsel for the Respondent No.2: MR.M.Vijayakumar

The Court at the stage of admission made the following:

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ORDER: (Per Sri G.B,J)

The writ petition is filed against the notice dated 03.11.2004 issued by the A.P. Administrative Tribunal, Hyderabad, in the matter relates to recruitment of Group-I Services.

2. The petitioners challenged the process of selection, however, the learned Tribunal issued notice to the respondents and A.P.Public Service Commission was also directed to file counter. The matter stood posted on 02.12.2004. Against the said order, the present writ petition has been filed.

3. Though the learned counsel for the petitioners Sri Nooty Rama Mohan Rao tried to submit various contentions before this Court attacking the process, which is being adopted by the A.P.Public Service Commission, we are not inclined to hear the same, as the matter is sub-judice before the Tribunal. However, we find such matters should be disposed of expeditiously in the interest of the parties.

4. Under those circumstances, the writ petition is dismissed with the observation that the Tribunal shall dispose of the O.A.No.6022 of 2004 itself as expeditiously as possible on or before 31st December 2004.

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G.BIKSHAPATHY,J

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P.S.NARAYANA,J

Date: 08th December 2004

Prv/Bsb

To

1. The Principal Secretary,

Government of Andhra Pradesh,

G.A. (Ser) Dept., Secretariat, Hyderabad.

2. The Secretary,

Andhra Pradesh Public Service Commission,

Gruhakalpa, Hyderabad.

3. The Registrar, A.P.Administrative Tribunal, Hyderabad.

4. Two CCs to G.P. for General Administration, High Court

Buildings, Hyderabad (OUT).

5. Two CD copies.